

1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE NORTHERN DISTRICT OF OHIO
3 EASTERN DIVISION

4 - - -

5 IN RE: NATIONAL PRESCRIPTION : MDL NO. 2804
6 OPIATE LITIGATION :

7 _____ :
8 :

9 THIS DOCUMENT RELATES TO: : Case No. 17-md-2804
10 : Judge Dan A. Polster

11 Track Eight :
12 _____ :

13 Thursday, August 3, 2023

14 HIGHLY CONFIDENTIAL
15 SUBJECT TO FURTHER CONFIDENTIALITY REVIEW

16 Remote deposition of SHANNON L. BRICE,
17 commencing at 10:11 a.m., on the above date, before
18 Carol A. Kirk, Registered Merit Reporter, Certified
19 Shorthand Reporter, and Notary Public.

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1 matter in the way that you recalled the subject
2 matter of the two separate e-mails we just
3 discussed, right?

4 A. That's correct.

5 Q. Okay. Now, what about --

6 I specifically asked about e-mails. What about
7 documents generally? So any other types of
8 documents other than e-mails that you reviewed
9 with the lawyers for Publix?

10 MS. SMITH: Same objection.

11 A. I think there may have been a page
12 out of an R&P guide.

13 Q. And an R&P -- I'm so sorry.

14 I didn't mean to interrupt. Please go ahead.

15 A. But I don't remember other than
16 that. I don't remember.

17 Q. And is an R&P guide different from
18 the reference and procedure guide, or is that --

19 A. That is.

20 Q. Do you recall what chapter that
21 was from?

22 A. No.

23 Q. Do you recall the subject of the
24 page from the Publix reference and procedure

1 guide you reviewed?

2 A. It was a list of items to consider
3 when deciding whether or not a prescription
4 presented to you was a legitimate prescription
5 for a controlled substance.

6 Q. And had you seen that part of the
7 manual before?

8 A. No.

9 Q. So that was the first time that
10 you saw that list of -- sorry. I lost my
11 realtime here, but I think I'm going to get it
12 back.

13 Was that the first time that you
14 had seen that list of items to consider when
15 deciding whether or not a prescription presented
16 to you was a legitimate prescription for a
17 controlled substance?

18 MS. SMITH: Object to form.

19 A. That was the first time I'd seen
20 it presented from within the R&P guide, yes.

21 Q. Yes, ma'am. And you have been --
22 and we're going to get to your -- I'm skipping
23 ahead a little bit to your background, but
24 you've been a Publix pharmacist since 1998; is

CERTIFICATION

I, Carol A. Kirk, Registered Merit Reporter and
Certified Shorthand Reporter, do hereby certify that
prior to the commencement of the examination,
SHANNON L. BRICE was duly remotely sworn by me to
testify to the truth, the whole truth, and nothing but
the truth.

I DO FURTHER CERTIFY that the foregoing is a
verbatim transcript of the testimony as taken
stenographically by me at the time, place, and on the
date hereinbefore set forth, to the best of my
ability.

I DO FURTHER CERTIFY that I am neither a
relative nor an employee nor attorney nor counsel of
any of the parties to this action, and that I am
neither a relative nor employee of such attorney or
counsel, and that I am not financially interested in
the action.



Carol A. Kirk, RMR, CSR
Notary Public
Dated: August 11, 2023